

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

FILED _____ ENTERED _____
LODGED _____ RECEIVED _____

ANGELA MAE BLYTHE
Birthdate: December 13, 1963
Inmate #58567037
3 South Third Street
Oakland, Maryland 21550

JUN 26 2017

AT BALTIMORE
CLERK U.S. DISTRICT COURT
DISTRICT OF MARYLAND
DEPUTY

BY

Defendant,

* Criminal Case No.: WDQ-1-14-CR-00591-001

* Civil Case No.: MSG-17-1756

v.

UNITED STATES OF AMERICA

TABLE OF CONTENTS

	Page Number
<u>MOTION TO VACATE, SET ASIDE, OR CORRECT SENTENCE</u>	
<u>PURSUANT TO 28 U.S.C. §2255</u>	1
SUMMARY OF FACTS	3
PART ONE.	
DEFENSE COUNSEL'S LEGAL REPRESENTATION AT TRIAL WAS INEFFECTIVE	5
1. Defense counsel failed to call any expert witnesses to testify about how real property conveyances often occur, or other relevant defense issues	6
2. Defense counsel failed to call an expert witness to explain what a Notary Public is, how attorneys routinely rely upon notaries in real estate transactions, and the duties/responsibilities of a Notary Public.	8
3. Defense counsel failed to call an expert to explain the difference between a "1031 Exchange" and a "mortgage payoff."	

The same expert could have explained what a “1031 Exchange” is and how a “1031 Exchange” real estate closing is conducted.	10
4. Counsel failed to call an expert witness to explain basic real property law.	11
5. Defense counsel failed to call an expert witness to explain that land owners routinely and legally use companies for privacy purposes.	12
6. Defense counsel failed to <i>ever</i> advise Defendant about Judge William D. Quarles Jr.’s September 29, 2015 <i>Memorandum Opinion</i> .	13
7. Counsel failed to call an expert to explain the purpose of a <i>title letter</i> or <i>title insurance commitment</i> , and information contained therein about mortgage payoffs, etc.	14
8. Defense counsel failed to call an expert to testify about BB&T’s negligence in making the Stony Brook/Strosnider Red Run loan.	16
9. Defense counsel did not have exhibits available to be presented to the Court when witnesses testified.	22
10. Defense counsel failed to request a jury instruction to explain a Notary Public’s duties, and the criminal ramifications if the Notary Public fails in those duties.	25
11. Defense counsel failed to advise the Judge and the jury that Jonathan Robeson, Esquire, conducted the Tracy Riley	

closing, not Defendant.	25
12. Defense counsel's comments and behavior in front of the jury prejudiced Defendant's defense.	26
13. Defense counsel was unprepared to cross-examine key witnesses.	27
14. Defense counsel did not ask for witnesses to be sequestered at the beginning of the trial, failed to file post-conviction motions, and failed to subpoena the bank loan files, all of which prejudiced Defendant's case.	28
15. Defense counsel failed to cross-examine Summer Rhodes, the Notary Public the Government called in its case in chief. Defense counsel failed to call as a defense witness another Notary Public who was used in Vansickle's scheme.	29
16. Defense counsel failed to call Samuel Vansickle as a defense witness or to present Vansickle's apology letter.	32
17. Defense counsel failed to properly cross-examine the Susquehanna Bank president, Jeff McCauley, because defense counsel was unprepared.	33
18. Defense failed to explain to the jury why the defense "shoved" more than 300 deeds into evidence.	35
19. Defense counsel failed to show the jury that Vansickle conducted business with more lawyers and companies than just Defendant.	35

20. Defense counsel failed to call numerous key witnesses. 38
21. Defendant did not knowingly waive her right to testify. 39
22. Defense counsel did not even know how to use the
court's desktop projector. 40
23. Defense counsel failed to show how two other lawyers,
Craig Ingram, Esquire, and Linda Sherbin, Esquire conducted
closings with one of Vansickle's aliases the same way Defendant
conducted the closing. 41
24. Defense counsel failed to present or explain the law about:
(1) attorney certifications on deeds, (2) the notary public's
purpose and duties, (3) 1031 exchanges, (4) IRS 1099 filings
which attorneys are required to file with the IRS to report
real property conveyances, (5) Maryland real property intake
sheets, and (6) conveyance types identified on Maryland Real
Property Intake Sheets. 42
25. Defense counsel failed to provide defendant with the
pre-sentence investigation report until December 1, 2015.
Defendant's sentencing was December 14, 2015. 42

PART TWO

THE FEDERAL PROSECUTOR ENGAGED IN PROSECUTORIAL MISCONDUCT.

44

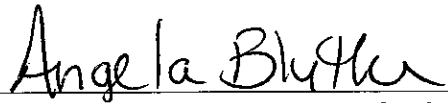
CONCLUSION:

49

BUT FOR DEFENSE COUNSEL'S LACK OF PREPARATION AND INEFFECTIVENESS
AND PROSECUTORIAL MISCONDUCT, DEFENDANT WOULD NOT HAVE BEEN
CONVICTED.

Exhibits First Section

Exhibits Second Section (continuation)

A handwritten signature in black ink that reads "Angela Blythe". The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

Angela Blythe, Pro Se, Defendant
3 South Third Street
Oakland, Maryland 21550
301-334-3522
angelablythe@mac.com